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99 DEC 3 PM 1 04
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H. LaDon Baltimore
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EXECUTIVE SECRETARY

December 3, 1999

David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243

Via Hand Delivery

RE: Petition for Arbitration by ITC^DeltaCom Communications, Inc. with BellSouth
Telecommunications, Inc., Pursuant to the Telecommunications Act of 1996; Docket No.
99-00430

Dear Mr. Waddell:

Enclosed for filing are the original and 14 copies of a letter from Nanette S. Edwards, Regulatory
Attorney for ITC^DeltaCom, regarding unresolved petition issue 1(a). Please stamp one copy
"received" and return to me.

A copy of the enclosed is being provided to counsel of record.

Sincerely,

H. LaDon Baltimore /dcg

H. LaDon Baltimore

LDB/dcg

Enclosure

cc: Guy Hicks, Esq

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99 DEC 3 PM 1 04

CALL TO THE
EXECUTIVE SECRETARY

December 3, 1999

VIA FACSIMILE : (404) 658-9022
AND U.S. MAIL

Mr. Thomas B. Alexander
BellSouth Telecommunications, Inc.
Legal Dept. - Suite 4300
675 W. Peachtree St.
Atlanta, Georgia 30375-0001

RE: Docket No. 99-00430 - Unresolved Petition Issue 1(a)

Dear Mr. Alexander:

Pursuant to the mandatory Alabama Mediation conducted on November 11, 1999, we resolved petition issue 1(b) regarding the specific issue of waiver of non-recurring charges in the event of a failed UNE cutover.

Based on the brief BellSouth filed in Tennessee stating that Tier 1 of petition issue 1(a) is closed, it is ITC^DeltaCom's understanding that BellSouth is now offering to provide the waiver of non-recurring charges for each performance measure in Attachment 10 of Exhibit A of the Arbitration Petition filed June 11, 1999.

Unless you indicate otherwise, ITC^DeltaCom will assume BellSouth has now agreed to the Tier 1 guarantees contained in Attachment 10 to Exhibit A to the Petition for Arbitration.

Very truly yours,

Nanette S. Edwards / with express
permission hjm

Nanette S. Edwards
Regulatory Attorney

cc: Tennessee Regulatory Authority
Guy Hicks
David Adelman

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